IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.2151 OF 2005

Indian Iron & Steel Co. Ltd. : Petitioner
V/s.
Union of India & Ors. : Respondents

...

Mr. R.A. Rodrigues with Mr. B. V. Phadnis for the petitioner.
Mr. U. J. Makhija for the respondents.

....

CORAM : DALVEER BHANDARI, C.J. &
S.A. BOBDE, J.

DATE : APRIL 5, 2005.

P.C.:

1. This petition is directed against the order passed in Review Application No.84 of 2004 in T.A. No.270 of 1990 (Indian Iron & Steel Co. Ltd.). The Review Application has been dismissed for non-compliance with the order imposing costs of Rs.500/- on the petitioner. In the Review Application, there are 107 applicants who have been directed to pay costs of Rs.500/- on each application. The learned counsel for the petitioner submits that because of financial difficulty, the amount could not be deposited. Now they have taken a decision and agreed to deposit the costs within two weeks' time.

2. In view of the statement of the learned counsel for the petitioner, the impugned order dated 8.7.2004 deserves to be set aside. We direct the Railway Claims Tribunal that on payment of the costs, as directed, the main petition would be heard and disposed of, in accordance with law. The petitioner would be permitted to urge all contentions before the Tribunal and it would be decided in accordance with law. This order would be applicable to all the matters mentioned at exh.`B', sr. Nos.1 to 107. We make it clear that if the costs, as directed, is not paid within two weeks from today, this order would be of no avail to the petitioner.

3. No further directions are necessary. This petition is, accordingly, disposed of.

Sd/-

CHIEF JUSTICE

Sd/-

S.A. BOBDE, J.